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Dispatches

The Daily Capital Journal

Today's News
Printed Today

THIRTY-EIGHTH YEAR

SALEM, OREGON, TUESDAY, JUNE 29, 1915

PRICE TWO CENTS ON TRAINS AND NEWS STANDS—FIVE CENTS

AMERICANS INVOLVED IN NEW MEXICAN PLOT

Secret Service Agents Armed With Papers Seeking Americans Said To Be Allied With Huerta—Ex-Dictator Spends Quiet Time In El Paso—Reports Say Huertistas Are Mobilizing Across Border To Attack Villa

El Paso, Texas, June 29.—Secret service agents here today are known to be armed with papers calling for the arrest of a certain Mexican general, an adherent of General Victoriano Huerta. They are also investigating reports of several other persons, including three Americans, as being connected with the alleged Huerta revolutionary conspiracy. With predictions renewed of arrests to follow the detention of Huerta and General Orozco, El Paso was waiting today for the expected sensation to be sprung.

Since his arrest on Sunday, General Huerta has spent a pleasant, quiet time here. He seldom leaves the home of his daughter and those loyal to the deposed dictator always surround him. Owing to his rare appearances in public, rumors were circulated today that precautions were being taken against threats of assassination which were said to have come from Villistas across the border. Huerta was immensely pleased by the dinner tendered him at Fort Bliss last night by Colonel Morgan and today was invited to attend a review of United States troops at Fort Bliss tomorrow.

Huerta and General Orozco must regularly for conference without being disturbed. A close watch is still maintained, however, and they would have little chance to evade secret service agents and escape across the border, even should they desire to make such an attempt.

Juarez was quiet today. There were reports of Huertistas concentrating at some point in northern Mexico, but no attacks have yet materialized.

Agents of the department of justice were being assisted in the work of uncovering every detail of the new Mexican revolutionary plot by J. L. Camp, United States district attorney of West Texas, here today. With the arrival of Camp, it was believed that additional arrests might soon be made, and that startling revelations of the extent of the plans of the revolutionary leaders would be forthcoming.

General Huerta remained at the apartments of his daughter. He was the guest of Colonel Morgan at a dinner at Fort Bliss last night, and motorcade back to El Paso. Today he received several friends and newspaper men at his apartments, but declared he had no intention of endeavoring to cross the border into Mexico. He said he hoped to be released when his hearing is held Thursday, and in that event would continue his journey to the San Francisco exposition.

It is generally accepted here that former Mexican federal soldiers and officers recruited by the new revolutionary faction are crossing the border every night and mobilizing at some point in northern Mexico. How this can be stopped is one of the problems confronting the officials. In spite of the arrest of Huerta and General Orozco, an attack upon Juarez would not be entirely unexpected, and considerable excitement continues to prevail there.

Zapata Ready to Leave.
Washington, June 29.—With all the activities packed and everything in readiness for a quick move, the Zapatistas are apparently preparing to evacuate Mexico City, according to advices received by Carranza's agency here today.

Foreign diplomats are exerting great efforts to prevent looting and violence.

BAND CONCERT TONIGHT

The Salem Military band under the direction of H. N. Staudenmeyer will render a concert in Wilson park tonight.

The following is the program in full:

- 1—March, "Freedom."—Appel.
- 2—Overture, "Zampa."—Herold.
- 3—(a) Japanese Intermezzo; (b) "O Kio."—San. (c) "Thurman." (d) "Valse."—Cecilia.
- 4—Vocal solo, "Little Gray Home in the West."—Lohr. Mr. Tom O'Brien.
- 5—Grand selection from "Lohengrin."—Wagner.
- 6—Musical comedy, "High Jinks."—Frim.
- 7—(a) Danse Parisienne "Scattering of the Roses."—Kling and Hogue; (b) "Serenade."—Drilla.
- 8—Comic opera, "Sweethearts."—Herbert.
- 9—March, "From Ocean to Ocean."—Cruget.

Extra tags, etc.

Peace Will Come Only When Men Are Worn Out

(By J. W. T. Mason.)
(Written for the United Press.)
New York, June 29.—The Germans are today defending the front north of Arras which the French have been attacking for the past six weeks. It is estimated that an average of 100,000 shells have been fired daily near Arras. This begins to approach a record set by the French artillery when 200,000 shells were fired in a single day.

The French have been making small gains. They have captured the famous labyrinth which embraces an entire square mile, which makes it possible for the French infantry to attack the flanks of the German line.

The inability of the French to make further progress at Arras indicates that too much emphasis has been placed upon the effectiveness of concentrated fire. The English army officers have always insisted that battles are really won in workshops and that it is necessary to obtain supremacy of the enemy's artillery and that then the foe will be automatically exterminated. But if this is true it is difficult to explain why the French have been unable to progress at Arras.

CITY OF LA GRANDE STUNG FOR COST OF MACADAM PAVEMENT

Contributory Negligence On Part of Employee Does Not Bar Action for Damages

"The situation is simply one where the water of jurisdiction has run past the mill of opportunity," simultaneously declared Justice Burnett of the supreme court in an opinion handed down this morning in which it is held that the city council of La Grande exceeded its jurisdiction, as prescribed and limited by its charter, when they reassessed the cost of a macadam pavement to the property owners after the assessment had been twice nullified by the circuit court and the improvement had been completed.

This action is appealed from a decision of Judge Knowles, of the circuit court for Union county, which upholds the action of the La Grande council and which decision is reversed by the supreme court and the assessment ordered set aside.

NEGLECTANCE NO BAR TO RECOVERY.

On the ground that Judge John S. Coke, of the circuit court for Coos county, erred in instructing the jury to the effect that "notwithstanding the negligence or carelessness of the defendant (employee), that if the plaintiff (employee) himself has been guilty of contributory negligence, such negligence as proximately contributes to the injury, then the plaintiff cannot recover, notwithstanding the negligence of the defendant," in construing the effect of the employers' liability act, the supreme court reversed the trial court's judgment in favor of the Coos Bay Coal & Fuel company in an action for damages brought by Rino Rallo, who was injured as a result of explosion of gas caused by ignition from the exposed flame of his lamp.

The case is remanded for a new trial not inconsistent with the opinion. The opinion is written by Chief Justice Moore.

EXCEPTIONS MUST BE SHOWN.

Because the defendants and appellants, Ben H. Wilson et al., failed to make or show any exceptions to the rulings and findings of the trial court appealed from in his bill of exceptions the supreme court this morning, in an opinion written by Justice McBride, affirmed the judgment of Judge Gatons of the circuit court for Multnomah county in the suit instituted and won against the defendants by E. A. Gentry charging fraud and conspiracy on the part of the defendants in inducing him to invest \$12,500 in cash and collateral security, in an alleged fraudulent patent right scheme.

MORTGAGEE MAY RECOVER PROPERTY.

Although a mortgage given upon real property to secure a loan may be in the form of an actual conveyance in which the mortgagee is given the right to convey, the sale or transfer of such property by the mortgagee does not in any wise disturb the interest or title of the mortgagor in such property and he is not deprived of the right to bring action for the redemption of the property; neither is the mortgagee estopped from bringing suit in foreclosure upon the mortgage.

Upon this holding the supreme court in an opinion written by Justice Burnett this morning reversed the judgment of Judge Webster Holmes, of the circuit court for Yamhill county, and remanded the case of Vinio A. and Mary D. Vincent, vs. the First National Bank of Newberg, for further proceedings not inconsistent with the opinion.

D. W. Rathfon, vs. Payette—Oregon Slope Irrigation District, et al., appellants, appealed from Multnomah county suit to enjoin defendants from perfecting tax title to property, opinion by Justice Bean, Circuit Judge Clifton's judgment for plaintiff affirmed.

United States Fidelity and Guaranty company, appellant, vs. G. F. Martin et al., appealed from Multnomah county suit involving a redelivery bond, opinion by Justice Burnett. Circuit Court Gate's judgment for defendant reversed.

Payette—Oregon Slope Irrigation District vs. L. E. Peterson, appellant, appealed from Multnomah county suit involving sale of lands of district, opinion by Justice Bean, Circuit Judge Biggs' judgment for plaintiff affirmed.

Yukela Yovovich vs. Falls City Lumber company, appellant, appealed from Multnomah county suit for damages for death of plaintiff's son, opinion by Justice Bean, Circuit Judge Clifton's judgment for plaintiff affirmed.

Gus D. Gross vs. W. W. Gage, sheriff of Coos county, motion to reinstate appeal denied, opinion by Judge Harris.

PEACE WILL COME ONLY WHEN MEN ARE WORN OUT

It is estimated that the Austro-Germans are producing 250,000 shells daily. But there is no evidence that the Germans have depleted the French record.

Elements other than gunfire play an important part in modern warfare. The magical effect of high-powered shells is measured up to expectancy and the results have been disappointing and the results have been disappointing.

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SLAVS TO PRESENT NEW FRONT AGAINST ADVANCING ARMIES

Next Battle To Be Fought 30 Miles East of Lemberg In Galicia

GERMAN WEDGE FAILS TO CUT OFF RUSSIANS

People of Vienna Object to Increasing Darker Shade of War Bread

Petrograd, June 29.—Along a great front of 100 miles the Russians are withdrawing further to the east in Galicia today upon fortifications which were prepared before the evacuation of Lemberg. With their lines intact the Slav forces have conducted an orderly retreat, according to all reports here today, and are now all but prepared to make another stand before the advancing Austro-German armies. The next great battle of the Galician campaign is expected to be fought on a line running 30 miles east and northeast of Lemberg. There the Russians are strongly entrenched and prepared for a titanic struggle.

It was officially announced today that the Russians have retired to a point near Bivok on the Bug river and are preparing to make a stand on the west bank. Further south, General Janoff's forces have been steadily withdrawing to the east since the capture of Ralies and Zarnovo by the Austro-Germans. The retreat has been covered by effective measures and has been effected with the Bukovina armies and the northern forces about Lemberg.

One of the prime objects of the Austro-German assault on the southern front has thus been frustrated, it was asserted here today. The German commanders are striving to drive a wedge into the Russian lines, cutting off the southern armies from the forces of the north, but by their well-planned retreat the Slavs have prevented any break in their lines.

On the southern front the Russians have withdrawn to the Gnila Lipa river. The effectiveness of the rear guard action in connection with this retreat is reported in the official statement from the war office which declares that desperate attacks by the German forces were successfully repulsed.

CONDITIONS GROWING WORSE.

Vienna, June 29.—Conditions at Vienna are rapidly growing worse, according to private advices received here today. The city is surrounded by a curtain of temporary structures for housing cholera victims.

The Viennese are said to be complaining that the Hungarians are now controlling the government. Hungary has forbidden the exportation of wheat into Austria. Budapest enjoys the luxury of white bread, while Vienna's war bread is constantly growing darker in shade and more unpalatable.

Break Is Complete.

Milan, June 29.—The break in diplomatic relations between Italy and Turkey is complete today, according to a Rome dispatch received here. The Italian ambassador to Constantinople is said to have been recalled, while the Turkish ambassador's request for his passports in Rome has been granted, and he is preparing to depart.

NOT YET TIME FOR PEACE.

American, June 29.—The Collogos Gazette, usually well informed as to official views, is discussing recent discussions in the Prussian diet and demands of socialists for peace, today said:

"The time is near when our enemies will cry for peace. Until then we must fight on, and above all must remain united."

VETERAN DRIVER KILLED AND MECHANICIAN HURT

Sacramento, Cal., June 29.—Clarence O. King, veteran driver, was instantly killed and his brother-in-law, Leslie Post, who acted as mechanic, was probably fatally injured, when their Maxwell racer went through the fence and turned turtle in the first lap of the light car race at the state fair grounds Sunday.

King was traveling at the rate of 70 miles an hour when his car crashed through the fence as he tried to pass Frank Wiseman, driving an Overland, at the half mile turn.

King's wife and father, Charles M. King, were in the grandstand and saw the car plunge into the ditch and turn over twice, pinning the racers under it. Post's skull was fractured and at the White hospital it was announced today there is little hope for his recovery.

King was a well known driver and had competed against Barney Oldfield, the speed king. He came to Sacramento several years ago and took up the Maxwell agency. Later he bought a chicken ranch on the Stockton road and has been living there since.

FAMILY SKELETON IS RATTLED IN THAW'S SANITY TRIAL TODAY

Alienist Tells What "Paranoia" Is—Thaw Was Drunk Says Witness

New York, June 29.—The United Press today asked Dr. Austin Flint, world famous alienist, to explain what constitutes paranoia, the disease which the state contends Harry Thaw is suffering from. Here it is:

Paranoia is a chronic progressive psychosis occurring mostly in early adult life, characterized by the general development of a stable progressive system of delusions without marked mental deterioration, clouding of consciousness or disorder of thought, will or conduct.

I have made observations of more than a thousand cases and have yet to see one recovery.

New York, June 29.—After four hours of grueling cross-examination during which the skeleton of Stanford White's alleged orgies with Evelyn Nesbit Thaw was rattled and bitter attacks were made upon the family of Harry K. Thaw, Dr. Charles P. Bancroft left the stand in Thaw's sanity trial here today. He was still unshaken in his contention, made yesterday, that Thaw was sane.

Dr. Bancroft was a member of the New Hampshire commission which found sane after he had escaped from Mattawam. Deputy Attorney General Cook used every tactic possible to impeach the physician's professional knowledge of paranoia but with little result. In succeeding in drawing from Dr. Bancroft the admission that a paranoiac might live for months without any signs of the disease, until he committed some horrible crime. But this was spoiled a moment later when the physician insisted:

"Thaw is not insane and never was. He was merely laboring under the effects of over indulgence in champagne on the night he killed White. He thought the shooting was justified."

Cook attempted to show that Thaw chose a moment for the shooting when he would get the most publicity in substantiation of his contention that the killing of White was the act of an insane man. In response to questions, however, Dr. Bancroft told in detail just how the New Hampshire commissioner had the decision that Thaw was sane.

"We found that Thaw's chief object of hate was White," he said. "He thought he had a right to kill him because White had destroyed Evelyn's virginity and he proposed to marry her from such a fate. We do not understand that Thaw contemplated a universal plan for the rescue of all virgins, but only innocent girls coming under White's influence."

The questioning of Dr. Bancroft ended with reference to Thaw's will leaving a fund to "prosecute Henry W. Poor." He was the landlord of one of White's houses and on intimate terms with the architect. It was Cook's purpose to endeavor to show that Thaw was suffering from some delusion as to Poor.

"Did you consider the letter in which Thaw declared he knew of a house on Twenty-fourth street where working men heard 15-year old girls screaming against attack?" Cook asked Bancroft.

"Yes, we went over all that," the physician replied.

England Spends \$5,000,000,000

London, June 29.—The first year of the war will cost England at least \$5,000,000,000, Premier Asquith declared today.

The premier made his estimate of Great Britain's expenditures during the first twelve months of hostilities before a mass meeting at Guild hall called in the interest of promoting national economy. The success of the new war plan is assured, Asquith said, but he again sounded the warning against extravagance and urged every possible economy.

"Although the success of the new plan is assured," the premier said, "it is necessary that the government urge that at a time like this, waste on the part of either individuals or the government is nothing short of a crime."

Students Present Teacher With New Dictionary

Last Friday afternoon the teachers attending the Krapp's summer normal school presented Prof. Krapp with an unbridled dictionary.

Prof. Ordward, on behalf of the student body, presented the gift.

Prof. Krapp responded in a very impressive and touching manner to the donors.

England Takes First Step Toward Conscription Law

London, June 29.—The first step toward conscription was taken in England when Walter Hume Long, president of the local government board introduced a national register bill in the house of commons. The bill calls for the enrollment of all males between the ages of 15 and 65 with a statement of their physical ability to bear arms and other information of value to the war office in case conscription should be necessary.

Aside from the munitions bill, presented by David Lloyd-George, minister of the munitions, this is the most radical piece of legislation that has been proposed as a result of the crisis brought on by the war. The workingmen and employers have been given until Thursday of this week to settle their differences among themselves and comply with the demands of the government for greater production of munitions before the latter measure is enacted. In presenting his registration measure today, Long declared it was not the government's object to coerce labor, but to secure satisfactory organization of the government's resources.

If this is accomplished, Long said, it would be sufficient to defeat England's enemies.

AMERICANS FRIENDLY TO GERMANY, SAYS GERHARD IN BERLIN

Referendum Vote Would Stop Sale of Munitions of War Says Emisary

Berlin via wireless to Sayville, L. I., June 29.—Americans would vote to prohibit the sale of munitions if the question was put to a referendum vote, Dr. Anton Meyer Gerhard declared today in an article in Der Tag. The Red Cross agent who returned from Berlin from the United States as a special emissary for Ambassador Von Bernstorff said he was satisfied that Americans as a whole are friendly to Germany.

"On the other hand," said Dr. Gerhard, "Americans condemn Germany for the violation of Belgium's neutrality and the sinking of the Lusitania. They are unable to understand the German ideas on sinking of the Lusitania. They are unable to understand the German ideas on these points, just as Germans are unable to understand why Americans should travel on munition carriers. Both peoples are laboring under entirely different ideas. But both have heretofore lived in peace and friendship and since no real occasion for antagonism exists they should continue to do so."

"One excellent effect of the war is that German Americans, without interfering with their loyalty to the United States, strongly remember the land of their birth. Besides them, there are wide circles of Americans who sympathize with Germany."

CARRANZA PREPARING TO ATTACK CAPITAL

Desperate Fighting in Mexico Expected When Two Armies Clash

Washington, June 29.—Desperate fighting in Mexico City was fore-shadowed today in a dispatch from John Silliman, special agent of the state department, confirming reports that General Carranza is concentrating strong forces for a new attack upon the capital.

There are now 25,000 Zapatistas in the city, but Silliman reported it was the hope of Carranza to drive out the defenders and occupy the capital within two or three days.

Earlier dispatches reported there were indications that the Zapatistas were making every preparation to evacuate Mexico City in anticipation of a determined attack.

Villa's Agent Arrives.
Washington, June 29.—General Angeles, former chief lieutenant of General Francisco Villa, arrived in Washington today and went directly to the headquarters of the conventionalist agency here. Angeles conferred with Senator Llorente, chief of the agency, who later declared that the general was now connected with neither the Huerta or Carranza factions. He is still loyal to Villa, Llorente declared.

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BATTLE NEAR ARRAS IS RESUMED AFTER LULL OF TEN DAYS

French Infantry Charges After Artillery Shells the German Lines

Paris, June 29.—After a lull of 10 days, the battle north of Arras has been resumed with great violence. Recouping with a heavy artillery bombardment, the German lines were shelled for an extended period before the French infantry rushed forward to the attack, it was officially announced today. Charging several German positions, the French progressed along the broken road from Angres to Abtain, driving back the enemy with considerable losses.

About Givency the French left is delivering a strong attack against the enemy positions. Stubborn encounters are in progress in this region, and while the fighting is now in progress on a front of only one mile, it is believed to foreshadow a French offensive on a great scale in the thrust toward Lens.

In Alsace, the official communiqué admitted today, the Germans temporarily took a ridge east of Mitzel, but were ousted from nearly all of the captured positions in counter attacks, it was stated.

GERMANY HOLDS RIDGE ONLY "TEMPORARILY"

Montenegrin Troops Occupy Scutaria of Late Balkan War Fame

Berlin, via wireless to London, June 29.—German artillery was forced to shell the cathedral at Belgrade because of French charivari being played in the tower, it was officially announced today.

Of the general fighting, the official announcement from the war office said five strong French attacks were repulsed in the Meuse heights. Assaults were also delivered by the French north of Arras, east of Lille and east of Douaumont. All broke down before heavy fire from the German artillery.

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The Weather

Oregon: Fair to night and Wednesday, mostly mild.